

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARLIN FAJARDO MARROQUIN,

Petitioner,

vs.

JEFF SESSIONS, ET AL.,

Respondents.

CASE NO. 18-cv-01475-YGR

**ORDER TO SHOW CAUSE RE: DISMISSAL OF
ACTION**

Petitioner Marlin Fajardo Marroquin is **ORDERED TO SHOW CAUSE** why this action should not be dismissed as moot.

On July 3, 2018, the Court issued an order vacating the hearing on petitioner's amended petition for a writ of habeas corpus in light of petitioner's failure to file a reply to respondents' opposition by June 28, 2018. (Dkt. No. 14.) The Court gave petitioner until July 10, 2018 to file his reply, or allowed the parties alternatively to file a joint statement providing an update to the Court by July 17, 2018 regarding the status of petitioner's amended petition in light of the certification of a class and preliminary injunction ordered in *Aleman Gonzalez v. Sessions*, 18-cv-01869-JSC ("*Aleman Gonzalez*"). (*Id.*)

Petitioner made no filing on July 10, 2018, and on July 11, 2018, respondents filed a separate status report explaining that petitioner received a bond hearing before an immigration judge ("IJ") on June 27, 2018 pursuant to the preliminary injunction ordered in *Aleman Gonzalez*. (Dkt. No. 15. at 1.) Respondents' filing indicates that the IJ denied bond, citing flight risk. (*Id.*; *see also* Dkt. Nos. 16, 16-1.)¹


Petitioner's written response to this Order to Show Cause must be filed no later than the

¹ In light of respondents' status report, the compliance hearing currently set for July 20, 2018 is hereby **VACATED**.

1 previously-ordered date of **July 17, 2018**. Failure to respond will be deemed a concession by
2 petitioner that the case is moot in light of the bond hearing held on June 27, 2018 and should thus
3 be dismissed.

4 **IT IS SO ORDERED.**

5
6 Dated: July 13, 2018


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE